

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

FELIPE BARAJAS,

Defendant.

No. 18 CR 736-04 (NSR)

ORDER

NELSON S. ROMÁN, United States District Judge:

On May 22, 2020, Defendant Felipe Barajas (“Defendant”), who is currently housed at the Grady County Law Enforcement Center, 215 N. 3rd Street, Chickasha, Oklahoma (“Grady County Jail”), filed a motion to modify his sentence pursuant to 18 U.S.C. § 3582(c)(1)(A). (ECF No. 111.) Defendant cites concerns related to his risk of complications as a result of the Coronavirus Disease of 2019 (“COVID-19”), which Defendant believes he has contracted, as well as Grady County Jail’s inability to provide him adequate medical attention. (*Id.*) The Court conducted a telephonic hearing on June 17, 2020, during which it learned that the parties had been unable to obtain Defendant’s medical records from either Grady County Jail or Orange County Correctional Facility (Defendant’s prior place of incarceration). Following the hearing, the Court received medical records from Grady County Jail, but it has yet to receive records from Orange County Correctional Facility.

Given the urgency of Defendant’s motion, the necessity of Defendant’s medical records for resolving his motion, and the fact that Defendant has otherwise consented to the release of his medical records to the Court, it is hereby ORDERED that the Bureau of Prisons, on behalf of Orange County Correctional Facility, produce to the Court on or before **Monday, June 22, 2020**:

- 1) Defendant’s complete medical records from the time he entered the custody of the Bureau of Prisons to the present, and

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- 2) any documents or other records relating to the Bureau of Prisons' designation of Defendant as "high-risk" regarding the ongoing COVID-19 pandemic.

The Court has also been informed by Defendant's counsel that Defendant has presented symptoms of COVID-19, including fever, headache, body aches, chills, difficulty breathing, a dry cough, and the loss of smell and taste. However, both Defendant's counsel and the Government have represented that, although Grady County Jail has the capability to administer COVID-19 tests, Defendant to date has not been tested. Because the determination of whether Defendant has contracted COVID-19 is necessary for the resolution of his pending motion, as well as the fact that he is currently sharing a dormitory with 29 other inmates, it is FURTHER ORDERED that Grady County Jail immediately administer a COVID-19 test to Defendant and produce the results of such test to the Court on or before **Monday, June 22, 2020**, or as soon as practically possible.

Defendant's medical records and COVID-19 test results shall be produced to the Court electronically at [RomanNYSDChambers@nysd.uscourts.gov](mailto:RomanNYSDChambers@nysd.uscourts.gov). The Court directs the Government to serve a copy of this order to Grady County Jail and the Bureau of Prisons.

Dated: June 17, 2020  
White Plains, New York

SO ORDERED.



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NELSON S. ROMÁN  
United States District Judge